

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Henderson, Christopher P  
Application No.: 10/810958 Confirmation No.: 9828  
Filed: 26-MAR-2004 Group Art Unit 3772  
Title: NON-ELASTOMERIC RESPIRATOR MASK THAT HAS DEFORMABLE CHEEK PORTIONS

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**NOTICE OF APPEAL PURSUANT TO 37 CFR § 41.31(a)**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION [37 CFR § 1.8(a)]  
I hereby certify that this correspondence is being transmitted to United States Patent and Trademark Office on the date shown below via the Office electronic filing system.

October 18, 2010 /Susan M. Dacko/  
Date Signed by: Susan M. Dacko

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Dear Sir:

An appeal is made to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

Fees

- ☒ Any required fee under 37 CFR § 41.20(b)(1) will be made at the time of submission via EFS-Web. In the event fees are not or cannot be paid at the time of EFS-Web submission, please charge any fees under 37 CFR § 1.17 which may be required to Deposit Account No. 13-3723.
- ☒ Please charge any additional fees associated with the prosecution of this application to Deposit Account No. 13-3723. This authorization includes the fee for any necessary extension of time under 37 CFR § 1.136(a). To the extent any such extension should become necessary, it is hereby requested.
- ☒ Please credit any overpayment to the same deposit account.

Respectfully submitted,

October 18, 2010  
Date

/Karl G. Hanson/  
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